

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CIVIL ACTION NO. 1:23-CV-270

MACKENZIE ELAINE BROWN

Plaintiffs,

v.

HENDERSON COUNTY
SHERIFF'S OFFICE, et al.

Defendants.

**MOTION TO DISMISS
AMENDED COMPLAINT**

Henderson County Sheriff's Office, Robert Warren, Michael Lindsay, Crystal Landers, Johnny Duncan, Jr., Bradley Reese, and Brittany Maybin move to dismiss Plaintiff's Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure for failure to state a claim upon which relief can be granted.

This motion is based upon the accompanying Brief, the exhibits to the Brief, and the court file in this action.

This 24th day of May, 2024.

s/Sean F. Perrin

Womble Bond Dickinson (US) LLP

301 S. College Street, Ste. 3500

Charlotte, North Carolina 28202

Telephone: 704-331-4992

Facsimile: 704-338-7814

Sean.Perrin@wbd-us.com

*Attorney for Defendants Henderson County
Sheriff's Office, Robert Warren, Michael
Lindsay, Crystal Landers, Johnny Duncan,
Jr., Bradley Reese, and Brittany Maybin*

CERTIFICATE OF SERVICE

I certify that I filed the foregoing via the CM/ ECF system and mailed the foregoing to the following non CM/ ECF user as follows:

Mackenzie Elaine Brown
158 Haven Road
East Flat Rock, NC 28726

Dated: May 24, 2024.

s/Sean F. Perrin